

AT A SPECIAL MEETING OF THE BOARD OF SUPERVISORS OF MONTGOMERY COUNTY, VIRGINIA HELD ON THE 7<sup>TH</sup> DAY OF APRIL, 2008 AT 5:00 P.M. IN THE COUNTY ADMINISTRATION CONFERENCE ROOM, MONTGOMERY COUNTY GOVERNMENT CENTER, 755 ROANOKE STREET, CHRISTIANSBURG, VIRGINIA:

PRESENT:	Annette S. Perkins	-Chair
	Doug Marrs	-Vice Chair
	Mary W. Biggs	-Supervisors
	William H. Brown	
	Gary D. Creed	
	James D. Politis	
	L. Carol Edmonds	-Assistant County Administrator
	Martin M. McMahon	-County Attorney
	Angie Hill	-Financial & Management Services Director
	Marc Magruder	-Budget Manager
	Karen Edmonds	-Human Resources Director
	Ruth Richey	-Public Information Office
	Judy Kiser	-Assistant to the County Administrator
ABSENT:	John A. Muffo	-Supervisor
	B. Clayton Goodman, III	-County Administrator

### **CALL TO ORDER**

The Chair called the meeting to order.

### **ADD TO AGENDA-ADDENDUM**

On a motion by Mary W. Biggs, seconded by William H. Brown and carried unanimously, the Addendum dated April 7, 2008 was added to the agenda as follows:

#### **Into Closed Meeting**

Section 2.2-3711      (7)      Consultation With Legal Counsel and Briefings From Staff Members or Consultants Pertaining to Actual or Probable Litigation, Where Such Consultation or Briefing in Open Meeting Would Adversely Affect the Negotiating or Litigating Posture of the Public Body; and Consultation With Legal Counsel Employed or Retained by a Public Body Regarding Specific Legal Matters Requiring Provision of Legal Advice by Such Counsel

1.      Norfolk Southern Intermodal Facility

### Out of Closed Meeting

BE IT RESOLVED, The Board of Supervisors ends their Closed Meeting to return to Regular Session.

### Certification of Closed Meeting

WHEREAS, The Board of Supervisors of Montgomery County has convened a Closed Meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3711 of the Code of Virginia requires a certification by the Board that such Closed Meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby certifies that to the best of each member's knowledge (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion conveying the closed meeting were heard, discussed or considered by the Board.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Mary W. Biggs	None	John A. Muffo
Doug Marrs		
Gary D. Creed		
James D. Politis		
William H. Brown		
Annette S. Perkins		

### INTO CLOSED MEETING

On a motion by Mary W. Biggs, seconded by Gary D. Creed and carried unanimously,

BE IT RESOLVED, The Board of Supervisors hereby enters into Closed Meeting for the purpose of discussing the following:

Section 2.2-3711      (7)      Consultation With Legal Counsel and Briefings From Staff Members or Consultants Pertaining to Actual or Probable Litigation, Where Such Consultation or Briefing in Open Meeting Would Adversely Affect the Negotiating or Litigating Posture of the Public Body; and Consultation With Legal Counsel Employed or Retained by a Public Body Regarding Specific Legal Matters Requiring Provision of Legal Advice by Such Counsel

1.      Norfolk Southern Intermodal Facility

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Mary W. Biggs	None	John A. Muffo
Doug Marrs		
James D. Politis		
William H. Brown		
Gary D. Creed		
Annette S. Perkins		

### **OUT OF CLOSED MEETING**

On a motion by Gary D. Creed, seconded by James D. Politis and carried unanimously,

BE IT RESOLVED, The Board of Supervisors ends their Closed Meeting to return to Regular Session.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Gary D. Creed	None	John A. Muffo
Doug Marrs		
James D. Politis		
William H. Brown		
Mary W. Biggs		
Annette S. Perkins		

### **CERTIFICATION OF CLOSED MEETING**

On a motion by Doug Marrs, seconded by James D. Politis and carried unanimously,

WHEREAS, The Board of Supervisors of Montgomery County has convened a Closed Meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3711 of the Code of Virginia requires a certification by the Board that such Closed Meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED, That the Board of Supervisors of Montgomery County, Virginia hereby certifies that to the best of each member's knowledge (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion conveying the closed meeting were heard, discussed or considered by the Board.

## VOTE

### AYES

Gary D. Creed  
Doug Marrs  
James D. Politis  
William H. Brown  
Mary W. Biggs  
Annette S. Perkins

### NAYS

None

### ABSENT DURING VOTE

John A. Muffo

### ABSENT DURING MEETING

John A. Muffo

## **INTO WORK SESSION**

On a motion by James D. Politis, seconded by Gary D. Creed and carried unanimously,

BE IT RESOLVED, The Board of Supervisors hereby enters into Work Session for the purpose of discussing the following:

1. FY 2008-2009 Budget

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Gary D. Creed	None	John A. Muffo
James D. Politis		
William H. Brown		
Mary W. Biggs		
Doug Marrs		
Annette S. Perkins		

The Assistant County Administrator gave a presentation on State Funding and what we know will change from the proposed budget :

-Cut to schools	\$296,032
-Cut in Comp Board revenue	\$ 20,063
-Cut in CSA match rate for residential placements	<u>\$ 36,000</u>
Total	\$352,095

## State Funding – The “Flexible Cut”

- By law the state does not have to confirm the number until August 1
- Car tax and K-12 state dollars are exempt
- The preliminary information received estimates the reduction to the County at an additional \$370,000 in state aid.

The State gives 3 options:

- Reduce multiple programs on a percentage basis
- Take the total cut from one program
- Send a check to the state for the amount

Localities will have to make the choice by August 30, 2008

Ms. Edmonds provided the following four options that could be used to balance the budget:

### Plan A

#### **74 Cent Tax Rate (11 cent+)**

Reduce \$656,855

What it does?

1. Use an additional 1 cent of the earmarked for new school construction for debt service
2. No other changes

### Plan B

#### **73 Cent Tax Rate (10 cent+)**

Reduce \$1,313,710

What it does?

1. Use an additional 1 cent of the earmarked for new school construction for debt service
2. Cut the following and fund with windfall dollars:
  - Joinder Study and Professional Services (\$226,950)
  - Roads (\$250,000)
  - Gypsy Moth (\$50,365)
  - Waste Containers (\$31,000)
3. Cut County (24,000)
4. Cut Schools (\$71,000)

### Plan C

#### **72 Cent Tax Rate (9 cent+)**

Reduce \$1,970,565

What it does?

1. Use an additional 1 cent of the earmarked for new school construction for debt service (\$656,855)
2. Cut the following and fund with windfall dollars:
  - Joinder Study and Professional Services (\$226,950)
  - Roads (\$250,000)
  - Gypsy Moth (\$50,365)
  - Waste Containers (\$31,000)

3. Cut 1 cent for Fire and Rescue and fund with windfall (\$656,855)
4. Cut County (\$29,000)
5. Cut Schools (\$71,000)

Plan D

**71 Cent Tax Rate (8 cent+)**

Reduce \$2,627,511

What does it do?

1. Use an additional 1 cent of the earmarked for new school construction (\$656,855)
2. Cut the following and fund with windfall dollars:
  - Joinder Study and Professional Services (\$226,950)
  - Roads (\$250,000)
  - Gypsy Moth (\$50,365)
  - Waste Containers (\$31,000)
3. Cut 1 cent for Fire and Rescue and fund with windfall (\$656,855)
4. Cut County (\$219,487)
5. Cut Schools (\$537,367)

**OUT OF WORK SESSION**

On a motion by James D. Politis, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, The Board of Supervisors ends their Work Session to return to Regular Session.

The vote on the foregoing motion was as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
James D. Politis	None	John A. Muffo
Mary W. Biggs		
Gary D. Creed		
Doug Marrs		
William H. Brown		
Annette S. Perkins		

**CONTINUE WORK SESSION TO APRIL 10, 2008 AT 5:00 P.M.**

On a motion by James D. Politis, seconded by Mary W. Biggs and carried unanimously,

BE IT RESOLVED, The Board of Supervisors of Montgomery County, Virginia hereby continues the FY 2008-2009 Budget Work Session to Thursday, April 10, 2008 at 5:00 p.m.

The vote on the foregoing motion was as follows:

AYE

James D. Politis  
Mary W. Biggs  
William H. Brown  
Gary D. Creed  
Doug Marrs  
Annette S. Perkins

NAY

None

ABSENT

John A. Muffo

**ADJOURNMENT**

On a motion by James D. Politis, seconded by Gary D. Creed and carried unanimously, the Board adjourned to Thursday, April 10, 2008 at 5:00 p.m.

The vote on the foregoing motion was as follows:

AYE

James D. Politis  
Gary D. Creed  
Mary W. Biggs  
Doug Marrs  
William H. Brown  
Annette S. Perkins

NAY

None

ABSENT

John A. Muffo

The meeting adjourned at 7:08 p.m.

APPROVED: \_\_\_\_\_  
Annette S. Perkins  
Chair

ATTEST: \_\_\_\_\_  
L. Carol Edmonds  
Assistant County Administrator